

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANDREAS PEFANIS on behalf of himself and others
similarly situated,

Plaintiff,

-v-

WESTWAY DINER, INC.,

Defendant.

08 Civ. 002 (DLC)

EXCLUSION
REQUEST FORM

I hereby request to be excluded from this class action lawsuit for unpaid wages known as Pefanis v. Westway Diner, Inc., Case No. 08-Civil-002. I understand that by excluding myself, I will not get any money or other benefits that may come from a trial or settlement of this lawsuit. However, I will not be bound by any of the Court's orders or judgments in this class action lawsuit. I will also keep any rights that I may have to sue Westway Diner, Inc. ("Westway") in a separate lawsuit for unpaid wages and benefits.

I understand that I have the right to remain in this class action lawsuit even if I am still employed by Westway. I understand that Westway may not retaliate or take any adverse action against me if I remain in this class action lawsuit. I affirm that Westway did not require or encourage me to exclude myself from this class action lawsuit.

SPIRIDON BENARDIS
Full Legal Name (Print)


Signature

02-06-2010
Date

If you wish to be excluded from this class action lawsuit, you must read, sign, and return this form by **March 8, 2010** directly to:

D. Maimon Kirschenbaum
Joseph, Herzfeld, Hester & Kirschenbaum LLP
757 Third Avenue, 25th Floor
New York, NY 10017

DO NOT MAIL THIS FORM IF YOU WANT TO REMAIN IN THE CLASS.
THIS FORM IS NOT VALID UNLESS YOU MAIL IT DIRECTLY TO THE ADDRESS
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Mario Calpeño Atiopan
Full Legal Name (Print)

[Signature]
Signature

02/02/2010
Date

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Christina Pefanis
Full Legal Name (Print)

[Signature]
Signature

2/11/10
Date

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MARIA DAFNOS
Full Legal Name (Print)

Maria Dafnos
Signature

1/26/2010
Date

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Paragiotis Dabros
Full Legal Name (Print)

Peto Dabros
Signature

1/30/10
Date

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ERIC A. GALINDO
Full Legal Name (Print)

Eric A. Galindo
Signature

01-29-10
Date

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Hermela Gahndo
Full Legal Name (Print)


Signature

01-27-10
Date

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Aurelio Guzman
Full Legal Name (Print)

Aurelio Guzman
Signature

01-27-10
Date

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JAMES KASSIMO
Full Legal Name (Print)

James Kassimo
Signature

1/24/10
Date

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Louca Loucas
Full Legal Name (Print)

Louca Loucas
Signature

1.24.10
Date

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Medine Mejia Alejandro
Full Legal Name (Print)

[Signature]
Signature

2/6/01/2010
Date

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Areti Monias
Full Legal Name (Print)

Areti Monias
Signature

1-25-10
Date

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Panayiotis Papasegrophim
Full Legal Name (Print)

Panayiotis Papasegrophim
Signature

1/27/10
Date

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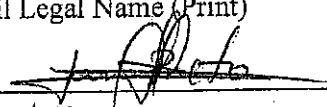
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MAURO PRIETO
Full Legal Name (Print)


Signature

02-05-10
Date

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Cecilia Rodriguez
Full Legal Name (Print)

Adam Rubin
Signature

1-21-10
Date

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